

DOCKET NO.: 057866-134132

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

William J. Sequeira

Confirmation No.: 3061

Patent No.: 7,665,117

Issued: February 16, 2010

Application No.: 09/725,792

Filing Date: November 29, 2000

For: SYSTEM AND METHOD FOR A MASTER SCHEDULER

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM
FOR PRIORITY PURSUANT TO 37 CFR 1.78(a)(3)**

Applicant hereby advises the Office that Applicant failed to file a timely and proper claim of priority under 35 U.S.C. §§ 119(e), 120, 121 or 365(c) within the later of four months from the filing date of the later filed application or sixteen months from the filing date of the prior-filed application. Applicant clearly indicated the priority claim on the Patent Application Transmittal, filed on November 29, 2000. The Office recognized the priority claim throughout prosecution of the application, as evidenced by the Bibliographic Data Sheets dated November 29, 2000, and September 21, 2009. Furthermore, the declaration filed in the application on November 29, 2000, is a copy of the declaration filed in the parent application on August 21, 1998. However, Applicant failed to file an amendment to the specification to contain a reference to the priority claim in the first sentence following the title. The entire delay between the date the claim for priority was due under 37 CFR 1.78(a)(2)(ii) and the date the claim was filed was unintentional. Accordingly, Applicant hereby petitions that the office accept the delayed claim for priority.

Accompanying this petition are:

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- ☒ A proposed Certificate of Correction directing entry of the claim for priority into the specification of the above-identified application, and onto the face sheet of the patent issued therefrom as US Patent No. 7,667,117, issued February 16, 2010;
- ☒ A copy of the Patent Application Transmittal filed November 29, 2000, clearly indicating the priority claim;
- ☒ Copies of the Bibliographic Data Sheets dated November 29, 2000, and September 21, 2009, clearly indicating that the Office recognized the priority claim throughout prosecution of the application;
- ☒ A copy of the declaration signed August 20, 1998, and submitted in the present application on November 29, 2000, which is a copy of the declaration that was filed in the parent application on August 21, 1998; and
- ☒ The fee of \$1410.00 as set forth in 37 CFR 1.17(t).

Date: March 30, 2012

/Ari M. Bai/

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